

JUL 17 2003

NOT FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

**CATHY A. CATTERSON
U.S. COURT OF APPEALS**

CHRISTINE CORPUZ-RAMOS,

Petitioner,

v.

JOHN ASHCROFT, Attorney General,

Respondent.

No. 02-72106

Agency No. A72-265-898

MEMORANDUM*

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted July 10, 2003**
Pasadena, California

Before: SILVERMAN, W. FLETCHER, and RAWLINSON, Circuit Judges.

1. Christine Corpuz-Ramos' equitable estoppel claim is foreclosed by our decision in *Cortez-Felipe v. INS*, 245 F.3d 1054, 1057 (9th Cir. 2001).

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by Ninth Circuit Rule 36-3.

** This panel unanimously finds this case suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

2. Corpuz-Ramos has presented no evidence that she was treated differently than other similarly situated aliens. Thus, her equal protection claim fails. *See Plyler v. Doe*, 457 U.S. 202, 216 (1982).

3. The INS, not Corpuz-Ramos, had the power to determine whether and when her deportation proceedings would commence. Having no protectable interest in the timing of the deportation proceedings, Corpuz-Ramos has no valid due process claim. *See Cabasug v. INS*, 847 F.2d 1321, 1324 (9th Cir. 1988); *see also Board of Regents v. Roth*, 408 U.S. 564, 577 (1972).

PETITION DENIED.